

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Grant CHARLWOOD

Serial No.: 10/532,324

Group No.: 3635

Filed: April 13, 2006

Examiner: J. Laux

For: BEAM

Attorney Docket No.: U 015741-7

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

In compliance with the duty of disclosure under 37 C.F.R. §§ 1.56 and in accordance with the practice under 37 C.F.R. §§ 1.97 and 1.98, we draw the attention of the Examiner to the documents listed on the enclosed Form PTO-1449. Copies of the listed documents are also enclosed.

CERTIFICATION UNDER 37 C.F.R. 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

- ☐ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. 1.8(a)

- ☐ with sufficient postage as first class mail.

37 C.F.R. 1.10*

- ☐ as "Express Mail Post Office to Address"
Mailing Label No. _____ (**mandatory**)

TRANSMISSION

- ☐ transmitted by facsimile to the Patent and Trademark Office. to **(571)-273-8300**

EFS-WEB

- ☒ transmitted electronically

Date: October 20, 2008

Signature

John Richards

(type or print name of person certifying)

***WARNING:** Each paper or fee filed by "Express Mail" **must** have the number of the "Express Mail" mailing label placed thereon prior to mailing. 37 C.F.R. 1.10(b).
"Since the filing of correspondence under § 1.10 without the Express Mail mailing label thereon is an oversight that can be avoided by the exercise of reasonable care, requests for waiver of this requirement will **not** be granted on petition." Notice of Oct. 24, 1996, 60 Fed. Reg. 56,439, at 56,442.

Each of the listed documents was cited in a first Examination Report from the European Patent Office in connection with corresponding European application No. 03 757 529.7. A copy of the Examination Report is enclosed.

For the concise explanation of relevance of EP 0 906 737, the Examiner is directed to the Examination Report, as well as to the English-language abstract submitted herewith.

For the concise explanation of relevance of FR 2 265 938, the Examiner is directed to the Examination Report.

The Examination Report makes consideration of any non-English art required. MPEP § 609.04(a)III.

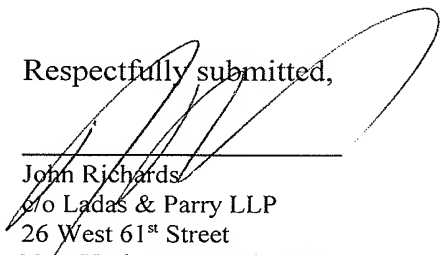
It is noted that some of the documents cited in the Examination Report, specifically, those documents identified in the Report as D1-D3, were previously cited to the U.S. Patent and Trademark Office in the Information Disclosure Statement filed on August 20, 2007, and therefore are not being again cited herein. Those documents are BE 891 445, GB 2 235 712, and EP 1 206 917.

To the best of Applicants' knowledge, an Office Action on the merits has not yet been mailed, and therefore no fee is believed to be due in connection with this paper. Nevertheless, if any fee is deemed to be due, please charge that fee to Deposit Account No. 12-0425.

CONCLUSION

It is respectfully requested that the above information be considered by the Examiner and that a copy of the enclosed Form PTO-1449 be returned indicating that such information has been considered.

Respectfully submitted,



John Richards
Pro Ladas & Parry LLP
26 West 61st Street
New York, New York 10023
Reg. No. 31053
Tel. No. (212) 708-1915